



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

James M. Barton, et al.

Serial No.: 09/827,029 ✓

Filed: April 5, 2001

For: MULTIMEDIA TIME WARPING SYSTEM

: Confirmation No.: 9852

: Group Art Unit: 2621

: Examiner: Hung Q. Dang

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESUBMISSION OF PREVIOUSLY FILED IDS

Sir:

Upon review of the Final Office Action mailed on January 11, 2008, Applicants' noticed that the Examiner did not consider the Information Disclosure Statements (IDS) that were filed on February 27, 2006 and May 10, 2006, due to illegible copies of a cited foreign patent document and non-patent literature publication or a portion thereof. In a telephone conversation conducted between the Examiner and the undersigned's secretary on March 6, 2008, it was confirmed that the Examiner made a mistake referencing an IDS dated May 10, 2006 and meant to reference an IDS filed August 16, 2005 citing EPO 0785675 A2. To rectify this situation, Applicants are providing herewith a copy of the previously filed IDSes along with the required cited references as stated by Examiner on a CD. Since Applicants are


not filing new IDSes but are merely providing a copies of previously filed IDSes, Applicants submit that no statement or fee under 37 C.F.R. §1.97(c) is required.

Applicants request that the foreign patent document and non-patent literature publication cited in the attached IDSes be considered, and that the Examiner acknowledge consideration of the references by initialing the form PTO-1449 and returning a copy to Applicants.

Respectfully submitted,

HICKMAN PALERMO TRUONG & BECKER LLP

Date: April 3, 2008


Kirk D. Wong
Reg. No. 43,284

2055 Gateway Place, Suite 550
San Jose, California 95110-1089
Telephone: (408) 414-1080 ext. 214
Facsimile: (408) 414-1076

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

on 4-3-08 By 
Annette Jacobs



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Acknowledgment Receipt

Mailing Date: August 11, 2005
Attorney Docket No. 60097-0026
Serial No.: 09/827,029
Inventor(s): James M. Barton, et al.
Title: Multimedia Time Warping System

Attorney: KDW/aj:me
First Class Mail

Documents Enclosed:

- 1) Information Disclosure Statement (3 pgs)
- 2) PTO 1449 (4 pgs)
- 3) 73 References Cited

Acknowledgment Receipt

Mailing Date: August 11, 2005
Attorney Docket No. 60097-0026
Serial No.: 09/827,029
Inventor(s): James M. Barton, et al.
Title: Multimedia Time Warping System

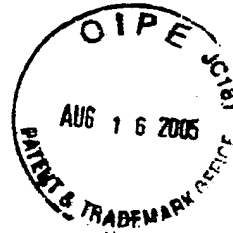
Attorney: KDW/aj:me
First Class Mail



documents.

Documents Enclosed:

- 1) Information Disclosure Statement (3 pgs)
- 2) PTO 1449 (4 pgs)
- 3) 73 References Cited
- 4) CD-ROM containing 73 References
- 5) Check in the amount of \$180.00
- 6) Return Acknowledgment Postcard



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Kindly stamp the receipt date and return to addressee to acknowledge receipt of the above documents.

P0003C



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Attorney Docket No. 60097-0026

UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

James M. Barton, et al.

Serial No.: 09/827,029

Filed on: April 5, 2001

) Confirmation No.: 9852
)
) Examiner: Thai Q. Tran
)
) Group Art Unit No.: 2615
)

For: MULTIMEDIA TIME WARPING SYSTEM

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

Enclosed is a copy of Information Disclosure Citation Form PTO-1449 together with copies of the documents cited on that form, if needed. It is respectfully requested that the cited documents be considered and that the enclosed Information Disclosure Citation Form PTO-1449 be initialed by the Examiner to indicate such consideration and a copy thereof returned to applicant(s).

Pursuant to 37 C.F.R. § 1.97, the submission of this Information Disclosure Statement is not to be construed as a representation that a search has been made and is not to be construed as an admission that the information cited in this statement is material to patentability.

Pursuant to 37 C.F.R. § 1.97, this Information Disclosure Statement is being submitted under one of the following (as indicated by an "X" to the left of the appropriate paragraph):

_____ 37 C.F.R. §1.97(b).
 X 37 C.F.R. §1.97(c). If so, then this Information Disclosure Statement includes one of the following:

_____ A statement pursuant to 37 C.F.R. §1.97(e)

_____ 1.97(e)(1) The undersigned hereby states that each item of information contained in this information disclosure statement was first

cited in communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this information disclosure statement.

_____ 1.97(e)(2) The undersigned hereby states that no item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in this information disclosure statement was known to any individual designated in §1.56(c) more than three months prior to the filing of this information disclosure statement.

_____ X A check for \$180.00 for the fee under 37 C.F.R. § 1.17(p).

_____ 37 C.F.R. §1.97(d). If so, then this Information Disclosure Statement includes the following:

_____ A statement pursuant to 37 C.F.R. §1.97(e)

_____ 1.97(e)(1) The undersigned hereby states that each item of information contained in this information disclosure statement was first cited in communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this information disclosure statement; OR

_____ 1.97(e)(2) The undersigned hereby states that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in §1.56(c) more than three months prior to the filing of this information disclosure statement.

AND

_____ A check for \$180.00 for the fee under 37 C.F.R. §1.17(i) for submission of the Information Disclosure Statement.

_____ 37 C.F.R. §1.97(i). Wherein applicants are submitting references before the grant of a patent to be placed in the file but not considered by the Patent office.

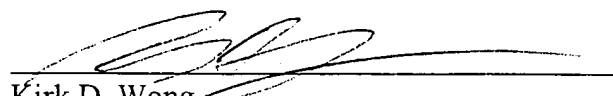
- (1) Accordingly, copies of the references as listed on the attached Form PTO 1449 are submitted herewith for placement in the file. No certification or fees are deemed necessary.

Throughout the pendency of this application, please charge any additional fees, including any required extension of time fees, and credit all overpayments to deposit account 50-1302.

Respectfully submitted,

HICKMAN PALERMO TRUONG & BECKER LLP

Dated: August 11, 2005


Kirk D. Wong
Reg. No. 43,284

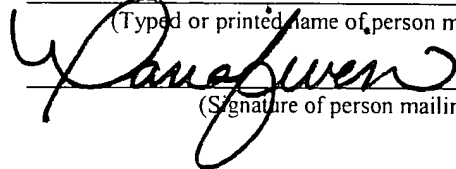
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August 11, 2005
(Date of Deposit)

Maria Eijvers

(Typed or printed name of person mailing correspondence)



(Signature of person mailing correspondence)



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Attorney Docket No. 00097-0026

UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

James M. Barton, et al.

Serial No.: 09/827,029

Filed on: April 05, 2001

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Confirmation No.: 9852

Examiner: Tran Thai Q.

Group Art Unit No.: 2615

For: MULTIMEDIA TIME WARPING SYSTEM

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

Enclosed is a copy of Information Disclosure Citation Form PTO-1449 together with copies of the documents cited on that form, if needed. Pursuant to 37 C.F.R. § 1.97, the submission of this Information Disclosure Statement is not to be construed as a representation that a search has been made and is not to be construed as an admission that the information cited in this statement is material to patentability.

Pursuant to 37 C.F.R. § 1.97, this Information Disclosure Statement is being submitted under one of the following (as indicated by an "X" to the left of the appropriate paragraph):

☐

37 C.F.R. §1.97(b). It is respectfully requested that the cited documents be considered and that the enclosed Information Disclosure Citation Form PTO-1449 be initialed by the Examiner to indicate such consideration and a copy thereof returned to applicant(s).

☒

37 C.F.R. §1.97(c). If so, then this Information Disclosure Statement includes one of the following:

☐

A statement pursuant to 37 C.F.R. §1.97(e)

☐ 1.97(e)(1) The undersigned hereby states that each item of information contained in this information disclosure statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this information disclosure statement.

☐ 1.97(e)(2) The undersigned hereby states that no item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in this information disclosure statement was known to any individual designated in §1.56(c) more than three months prior to the filing of this information disclosure statement.



A check for \$180.00 for the fee under 37 C.F.R. § 1.17(p).

It is respectfully requested that the cited documents be considered and that the enclosed Information Disclosure Citation Form PTO-1449 be initialed by the Examiner to indicate such consideration and a copy thereof returned to applicant(s).

☐ 37 C.F.R. §1.97(d). If so, then this Information Disclosure Statement includes the following:

☐ A statement pursuant to 37 C.F.R. §1.97(e)

☐ 1.97(e)(1) The undersigned hereby states that each item of information contained in this information disclosure statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this information disclosure statement; OR

☐ 1.97(e)(2) The undersigned hereby states that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in §1.56(c) more than three months prior to the filing of this information disclosure statement.

AND

☐ A check for \$180.00 for the fee under 37 C.F.R. §1.17(i) for submission of the Information Disclosure Statement.

It is respectfully requested that the cited documents be considered and that the enclosed Information Disclosure Citation Form PTO-1449 be initialed by the Examiner to indicate such consideration and a copy thereof returned to applicant(s).

☐ 37 C.F.R. §1.97(i). Applicants are submitting references to satisfy Applicants' disclosure obligations in hopes that the references will be considered by the Examiner. Although the submission does not fully meet 37 C.F.R. §1.97, Applicant respectfully requests that the cited documents be considered and that the enclosed Information Disclosure Citation Form PTO-1449 be initialed by the Examiner to indicate such consideration and a copy thereof returned to Applicant(s). It is understood that if the Examiner does not consider the cited references, the cited documents will be placed in the file pursuant to 37 C.F.R. §1.97(i).

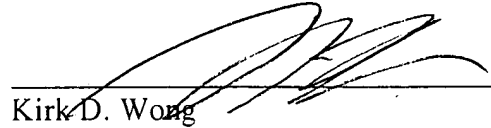
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Throughout the pendency of this application, please charge any additional fees, including any required extension of time fees, and credit all overpayments to deposit account 50-1302.

Respectfully submitted,

HICKMAN PALERMO TRUONG & BECKER LLP

Dated: February 22, 2006


Kirk D. Wong
Reg. No. 43,284

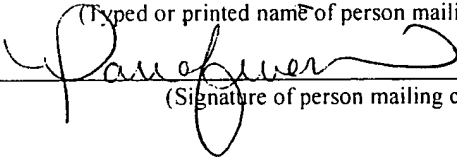
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February 22, 2006
(Date of Deposit)

Maria Eivers

(Typed or printed name of person mailing correspondence)


(Signature of person mailing correspondence)